

# EXHIBIT A

Defendants.

Civil Action No. 04-10353 PBS

**DECLARATION OF DAVID J. LENDER, ESQ.**

I, David J. Lender, declare that the following is true and correct under penalty of perjury, pursuant to 28 U.S.C. §1746:

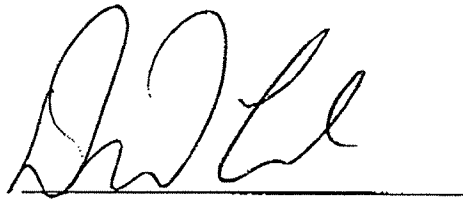
1. I am admitted to practice in the US Supreme Court; the US Court of Appeals for the Federal Circuit, Second, Third and Fourth Circuits; the US District Courts for the Southern and Eastern Districts of New York; the US Court of Federal Claims; and the US Tax Court.

2. I am in good standing in every jurisdiction in which I have been admitted to practice.

3. There are no disciplinary proceedings pending against me in any court or jurisdiction.

4. I am familiar with the Local Rules for the United States District Court for the District of Massachusetts.

Dated: May 30, 2006

A handwritten signature in black ink, appearing to read 'D. J. Lender', written over a horizontal line.

David J. Lender, Esq.  
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767 Fifth Avenue  
New York, NY 10153

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